G. R. S. IX-5]

Previous references. Revenue 16.7.46 1926-27 G. F.

File No. G. F. 7. 26

Serial Nos. 10, 11, 31, 33

Later references.

G. F. 7. 26. 87, 90, 103

GENERAL AND REVENUE SECRETARIAT.

P-13 E

Serial Nos. Four.

Part B for October 1926.

SUBJECT

Requests that Rule 22 of the Rules under the Mysore Securities Regulation VIII of 1925 may be extended by the addition of a clause in continuation of the present rule in regard to the procedure of furnishing and accepting of collateral Security from holders of Govt. Promissory notes and that he may be authorised to accept indemnity bonds without sureties in cases where the amount of the indemnity bonds does not exceed Rs 1000/- and that his action in dispensing with the sureties in the case of Messrs K. Narayana Ayyangar and S. N. Srinivasimha Sastri may be approved.

Revenue 33.

To The Compiler, Mysore Gazette

No. RL 3/37. dated 19th Oct: 1926

Notifies the amendment to Rule 22 of the Mysore Securities Regulation VIII of 1925

No. RL 3/38. dated 19th Oct: 1926

To Forward the Copy of the above to the Comptroller & Govt.

AL 29/11

47 M

WD 01264—GPB—40,000—17-12-25

General and Revenue Secretariat

[App. F. III—2

GF File No. 7. of 1926.

To be filed Regd —

Serial No 10

From the Comptroller

No 6 S.N. dated 3rd July 1926

Requests that in the circumstances explained Rule 22 of the Rules under the Mysore Sec Regulation VIII of 1925 ~~by the addition~~ may be extended by the addition of a clause in continuation of the present rule in regd to the procedure of furnishing & accepting of collateral Security from holders of Govt promissory notes — and that he may be authorised to accept indemnity bonds without sureties in cases where the amount of the indemnity bonds does not exceed Rs 100 and ~~that~~ that his action in dispensing with the sureties in the case of Messrs Narayana Iyengar & S. N Srinivasa Simha Bakshi — may be approved —

1. The amplification of the rule 22 of ~~the~~ rules under the Securities Regulation as proposed by the Comptroller is calculated to avoid inconvenience to the parties particularly where the amounts involved are small and the parties solvent — ~~It is for~~

Sub 0 for orders with reference — Mr Ganapathi Iyer's report is submitted in another Connection and therefore an extract of para 22 ~~reproduced~~ referred to in the P & D is herewith put up

8/9/26

2. Put up Gaz. of India referred to in flag A. The procedure relating to loan of Securities have incorporated this in our new rules

22/9

NOTE—Contn. Sheet

WD 01264—GPB—40,000—17-12-25

General and Revenue Secretariat

G-F. File No. 7. of 1926.

Serial No

Flag F

3 Gazette of India dated 10th Oct. 1925 is put up & file resubd - refce para 2

By 31/7 HK 31/7/26.

FINANCIAL SECRETARY 2 AUG. 1926 No.....

4 The Comptroller's proposals may be approved. They would save plenty of bother & delay now experienced in getting the solvency of the Sureties offered certified. Cases are held up for months together on this account.

By 2/7

OFFICE OF THE SECRETARY TO GOVT. 1926 No. 864.

Agree. 5th Augt.

6 I agree. (2nd minute) h 3/8/26 By

Amendment of rule requiring public notification in the first instance for public information and suggestions - Necessary action may be taken small ef 8/26 7 Draft- h 5/8 B

FINANCIAL SECRETARY 5 AUG. 1926 No. 135.

8. Draft subd for appn By 9/8 HK 9/8/26.

9 By 10/8

FINANCIAL SECRETARY 10 AUG. 1926 No.....

Put up

10 Please see draft minute h 10/8

NOTE— Contn. Sheet

WD 01264—GPB—40,000—17-12-25

General and Revenue Secretariat | G.F. File No. 7 of 1926.

Serial No 11

Note re No. 1349 & 1878/26 - To the Comptroller

Notifies the amendment to Rule 22 & invites objections & suggestions, if any, from the public.

From mr M. N Sreenivasa Iyengar Ramavilas Agraharam Mysore.

With reference to SC: 11. Forwards his suggestions in regard to proposed amendment of the rules

11 The date fixed for the receipt of suggestions and Criticisms on the proposed amendment of the rules under the Sea Regulation has expired - and so far only one reference has come from the public ie from mr M N Sreenivasa Iyengar - Mysore

He suggests (i) the insertion of the words 'Securities preferably' before the words collateral in the 2nd sentence of the amendment

(ii) the removal of the restriction of Rs 100/- in cases of acceptance of indemnity bonds by comptroller without Securities at his discretion.

Rules for orders Even in the Govt of India Securities Rules amendment (Notn 4/10/26) mention is made only of Govt Securities and not immoveable property. - perhaps and rightly perhaps as the ascertainment of the value of immovable proper

NOTE—Contn. Sheet

Serial No.

for the purpose of establishing the solvency of the Surety would be difficult and impose additional work on the Public Debt offices. Under these circumstances it is perhaps unnecessary to ~~engage~~ the amendment of the rule in this respect:

Sd/- forwarded
MKW
4/10/26

Sd/-
4.10.26.

The rule may now be approved and formally notified. Put up dft. please

Sd/-
12/10

Dft formally notifying the amendment is put up for approval

Sd/-
13/10/26

Sd/-
13/10

Sd/-
The papers have been read by Mr. M. N. Srinivasaraya Chetty. He accepted. The amended rule may be approved for being notified.

FINANCIAL SECRETARY
14 OCT. 1926
No. 449

OFFICE OF THE SECOND MEMBER OF COUNCIL
14 OCT. 1926
No. 275

FINANCIAL SECRETARY
15 OCT. 1926
No. 476

To comptroller. 2 endorsements
Notification
No. 3137 & 19.10.26.
Notifies the amendment of Rule 22 of the Mys Sec Reg. VIII of 1925.
Memo No 3138 & 19/10/26 issued

Sd/-
14/10

Sd/-
15/10/26

Sd/-
15/10

Sd/-
28/10

NOTE.—Contn. Sheet

G.P.F. 26-10 BK047

00617

WD 0663—GPP—6000—11-9-25

C. O. 42. Gl.

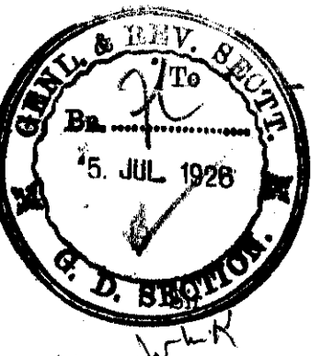
OFFICE OF THE COMPTROLLER TO THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 6/SL.

Bangalore, Dated... ....3rd.....July.....*192* 6.

From

T. SATYARAJ CHETTY, Esq., B. A.,
Comptroller to the Government of
His Highness the Maharaja of Mysore,
Bangalore.



B. Sreenivasa Iyengar, Esq, B.A., B.L.,
Secretary to the Government of Mysore,
Financial Department, Bangalore.

I have the honour to state that under Rule 22 of the rules, under the Mysore Securities Regulation No.VIII of 1925, an indemnity bond t taken on the issue of a renewed, converted or consolidated or subdivided Security shall be for twice the amount of the Security or securities as the case may be with two sureties.

Prior to the passing of these rules, in certain cases, where indemnity bonds were required to be executed, it has been represented by parties that the obtaining of sureties to join with the principlies in the execution of the bonds, is a matter of some delicacy and also inconvenience, particularly where the amounts involved are small, and the parties themselves are solvent and of known respectability and standing and in receipt of Government pensions also.

Rulo 15(2) provides"that an indemnity bond in respect of a note lost or destroyed, shall be executed by such number of sereties not exceeding two as the Comptroller may think fit or the applicant shall furnish collateral securities in the shape of Government securities to be deposited for such amount and period as the Comptroller may think fit." The procedure of furnishing and acceptance of collateral securities from holders of Government Promissory Notes, is one which is advantageous both to the holders and the Public Debt Offices and may be extended as far as possible - vide also para 22 of Mr. Ganapathi Iyer's report from which it will be seen that the advisability of extending

extending this procedure is on the recommendation of the Controller of the Currency, being considered in British India.

I therefore propose that the provision of Rule 22, may be extended by the addition of a clause in continuation of the present rule, " An indemnity bond taken on the issue of a renewed, converted, consolidated, or sub-divided security shall be, as nearly as may be, in Form XII and shall be for twice the amount of the security or securities as the case may be, with two sureties or that the applicant shall furnish collateral security in the shape of Government securities to be deposited with him for such amount and period as he may think fit". A further concession that might be granted to avoid delay and inconvenience to bond-holders, is that when the amount of the indemnity bond to be executed does not exceed Rs.10 0 /- the Comptroller may, at his discretion, be authorised to accept the indemnity bonds without sureties if he is satisfied as the solvency of the principals. I request the approval of Government to exercise such discretionary power, whenever it is found necessary. This procedure will be adopted only as a working rule in exceptional cases and no formal amendment or provision in the Securities Rules is considered necessary.

In the cases of Mr. K. Narayana Iyengar, a Retired Sub Assistant Surgeon and Mr. S.N. Sri Narasimha sastri, a Retired Superintendent of Police, sureties were dispensed with as the amounts involved were only Rs.50/- and Rs .25/- respectively, and I request that the action taken by my office in respect of these cases may kindly be approved.

I have the honour to be,

Sir,

Your most obedient servant,

S. Shamanna

Comptroller.

S.S.

APP. F. VI. Gl.]

SUBJECT.....

.....

.....

Diary No. of letter replied to 47

Section 97

File No. 7.26

Notification No. H 1349/ Serial No 11

To

.....

General and Revenue Secretariat

(H)

the 192

Date of issue 18.8.26

Signed by [illegible]

List of enclosures.....

Copied by.....

Examined by.....

In exercise of the powers conferred by section 23(1)(1) of the Mysore Securities Regulation No. VIII of 1925 the following draft of an amendment to Rule 22 of the rules under the said Regulation is published for the information of all persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after 1st October 1926. Any objection or suggestion, which may be received from any person with respect to the draft amendment before the said date will be

over

considered by the Govt.

Subjoin ~~Add~~ the following as Rule 22.

"An indemnity bond taken on the issue of a renewed, converted, consolidated, or sub-divided Security shall be, as nearly as may be, in form XII and shall be for twice the amount of the Security or Securities as the case may be, with two Sureties ~~or that the applicant~~ provided ~~or the applicant shall~~ Comptr ~~shall~~ furnish collateral Security in the shape of Government Securities to be deposited with ~~the Comptroller him the Compt~~ him for such amount and period as the Compt may think fit."

The Compt may permit the applicant to also

The Comptroller may however direct that any applicant shall in lieu of two Sureties

When the amount of the indemnity bond does not exceed Rs 1000

The Compt may, at his discretion ~~dispense with~~ accept the indemnity bond without Securities.

If duly stamped as the indemnity of the applicant

To

The Compiler, Mysore Gazette for publication in Pt III of the Gazette.

Rl 13.50/ dated 18 8/29

Copy to the Comptr to Govt for ~~info~~ inf^n with reference to his letter No 6/S.L. dated 3.7.1926.

Sd

for Fin. Secy.

9/8

GENERAL AND REVENUE SECRETARIAT

No. H 1349/G.R 7-26-11 Bangalore, Dated 18.8.26

NOTIFICATION.

In exercise of the powers conferred by Section 25 (1) of the Mysore Securities Regulation No.VIII of 1875 the following draft of an amendment to Rule 22 of the Rules under the Said Regulation is published for the information of all persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after 1st October 1926. Any objection or suggestions, which may be received from any person with respect to the draft amendment before the said date will be considered by the Government.

Substitute the following for Rule 22:-

"An indemnity bond taken on the issue of a renewed, converted, consolidated or sub-divided security shall be, as nearly as may be, in form XII and shall be for twice the amount of the security or securities as the case may be with two sureties. The Comptroller may also permit the applicant to furnish collateral security in the shape of Government securities to be deposited with him for such amount and period as the Comptroller may think fit. When the amount of the indemnity bond to be executed does not exceed Rs.100/- the Comptroller may, at his discretion, if satisfied as to the solvency of the applicant, accept the indemnity bonds without ~~securities~~ sureties.

By Order,

Fair draft

B

for Financial Secretary to Govt.

B. 16/8

To

The Compiler, Mysore Gazette, for publication in Part III of the Gazette.

Agm/6.

FINANCIAL SECRETARIAT
2 - OCT. 1926

1538

To

The Financial Secretary,

To the Govt. of Mysore, Bangalore.

From Ramavilas Agrahar, Mysore. 29.9.26

Sir,

Reference: Notification no. Fl 1349- G.F.7- 26-11 dated 18th Aug. 1926 inviting objections or suggestions to draft amendments to Rule 88 under Mysore Securities Regulation.

GEN. SECTION
FR. 72
1 - OCT. 1926

I beg to bring to your notice a few lines on the understanding that the proposed amendment is to create as much facility as possible to applicants coming under this Rule:-

The second sentence in the draft permits the Comptroller to accept Security only in the shape of Govt. Securities and proposes an alternative to the requirements as per the first sentence. Applicants who seek transfer of the bonds as heirs of deceased holders - especially when the applicant is the only son who has left no will - do not derive any benefit from the alternative choice thus given to them. For, unless the claimants are by themselves earning members and have invested in Govt. Securities separately they cannot avail of the benefits of this provision. On the other hand the restriction to Govt. Securities render uselss all other kinds of securities, such as immovable property, even though they may be forthcoming to a satisfactory extent. It is a sorrowful state of affairs that, under the draft rule, even a sufficiently solvent man has no ground to stand on his own legs but go a-begging for others to stand by him. The object of the amendment is best served by inserting the words "Securities preferably" before the words "collateral....." Importance is to be laid first on security then on the nature of it.

2. The last sentence in the draft amendment permits the comptroller to accept indemnity bonds without sureties, at his descretion, where the amount for which the indemnity bond is to be executed does not exceed Rs.100/- There is no reason why the descretion of the Comptroller should be limited to Rs.100/- If the Comptroller is satisfied as to the uncontested nature of a claim, if he is satisfied that such a claim has been established to be so beyond doubts, and, if necessary, if it is also to his

his satisfaction that the applicant is by himself sufficiently solvent, then the Comptroller may be permited to take an indemnity bond from such an applicant, without surities, irrespective of the amount for which the indemnity bond is to be executed.

In this connection, I may point out that it is a well known practical difficulty to get surities of any kind. It is not all who can procure persons to fill up the required position. And especially when applicants are by themselves sufficiently solvent, to require of them to procure two persons as surities amounts, in my humble opinion, to an unnecessary hardship forcibly imposed.

I beg to remain, Sir,
Your most obedient Servant,

W. M. Greenhalgh

G.F.7.26.33

G. R. S. G/33]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

H 3137/ dated 19.10.26

Notification

In exercise of the powers conferred by Sect 23 (1) of the Mysore Securities Regulation, VIII of 1925 the Govt of His Highness The Maharaja are pleased to order the following amendment of Rule 22 of the Rules under The Securities Regulation VIII of 1925, the same having been previously published in the Mysore Gazette as required by Sub-Section 1 of the said Section.

By order

Chief Secretary to Govt

"Substitute the following for rule 22

"An indemnity bond taken on the issue of a renewed, converted, consolidated or sub-divided security shall be, as nearly as may be, in form XII and shall be for twice the amount of the security or securities as the case may be with two sureties. The consideration,

WD 2830—GPS—1,60,000—23-7-30

may also permit the applicant to furnish collateral security in the shape of govt securities to be deposited with him for such amount and period as the Compln may think fit. Where the amount of the indemnity bond to be executed does not exceed Rs 1000/- the Compln may, at his discretion if satisfied as to the solvency of the applicant accept the indemnity bonds without Sureties."

By order,

Mug 15/10/26

WW

J.H. Secy to Govt

To The Compiler, Mysore Gazette for publication in Part III of the Mysore Gazette & Supply of 20 spare copies of the Notification to the G.R. Secty & 100 to the Comptroller.

H 3138/ dated 19.10.26

Copy of the above is forwarded with compliments to the Comptroller

B.O.

WW / for H. Secy